

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

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WRIT PETITION NO: 18468 of 1999

Between:

M/s Sundar Steel & Alloys Pvt. Ltd., rep. by its Executive Director Madhusudhan
Santhalia, 229 & 230, Bangalore High Way, Nalgonda District.

.... PETITIONER

AND

- 1 Transmission Corporation of AP. Ltd., (A.P.Transco)
rep. by its Managing Director Vidyut Soudha, Somajiguda,

Hyderabad

- 2 The Superintending Engineer Operation Circle, A.P.Transco
R.R.Circle, Mint Compound, Hyderabad
- 3 The Senior Accounts Officer Operation RR.Circle, A.P.Transco
Mint Compound, Hyderabad
- 4 Government of A.P., rep. by its Prl. Secretary
Energy(power-I) Department Secretariat, Hyderabad

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of mandamus declaring the clause 28.2.2.1(b) of the Terms and conditions of supply of the 1st respondent corporation as illegal, arbitrary unjust discriminatory and violative of Art.14, 19(1)(g) and 21 of the constitution of India and also GO.Ms.No.152 Energy (Power-I) Department Dt.29/11/1995 and consequently declare that the respondents 1 and 2 are not entitled to review the petitioner's consumption deposit without taking into the power availed by the petitioner from M/s Rain Calcining Limited and M/s Harsha Power Project Limited through the Transmission Lines of the 1st respondent Corporation and consequently set aside letter No.FA X CCA /SAO/R/AO(HT)/RRD-348/99, Dt.21-6-1999 of the 1st respondent as illegal, arbitrary and pass such other

order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.D.V.NAGARJUNA BABU

Counsel for the Respondents: MR.M.SRIRAMULU REDDY (SC FOR APTRANSCO)

The Court made the following:

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ORDER:

Sri D.V.Nagarjuna Babu, learned counsel appearing for the petitioner submits that the subject matter of the present writ petition has become infructuous.

2. Recording the above submission, the Writ Petition is dismissed as infructuous. There shall be no order as to costs.

V.ESWARAIAH, J

Dated: 13.04.2005

RAR

To

- 1 The Managing Director, Transmission Corporation of AP. Ltd.,
(A.P.Transco) Vidyut Soudha, Somajiguda, Hyderabad
 - 2 The Superintending Engineer Operation Circle, A.P.Transco
R.R.Circle, Mint Compound, Hyderabad
 - 3 The Senior Accounts Officer Operation RR.Circle, A.P.Transco
Mint Compound, Hyderabad
 - 4 The Prl.Secretary, Government of A.P.,
Energy(power-I) Department Secretariat, Hyderabad
- 5 2 CD copies.